

**THE CITY OF WINNIPEG**

**BY-LAW NO. 7022/97**

**A By-law of THE CITY OF WINNIPEG to  
amend certain provisions and regulations of  
Local Improvements By-Law No. 98/72 as  
amended.**

THE CITY OF WINNIPEG, in Council assembled, enacts as follows, namely:

1. By-Law No. 98/72 as amended, is hereby further amended by deleting subsection 9(1) and substituting therefore, the following:

**ALLOWANCES IN RESPECT OF CERTAIN LOTS**

9. FLANKAGE

- (1) Where the work consists of
  - (a) a roadway pavement or treatment,
  - (b) a concrete walk,
  - (c) a boulevard,
  - (d) an ornamental street lighting, or
  - (e) a lighting service in a public lane

adjacent to any property which the Council regards for the purposes of local improvement assessment as residential, there shall be no levy for such work on any corner lot having flankage abutting on the work which lot is not capable of being subdivided into at least two buildable lots and the levy for such work on any corner lot having flankage abutting on the work which lot is capable of being subdivided into at least two buildable lots shall, subject to Section 10, be assessed at the frontage rate in respect of flankage in excess of 120 feet.

2. By-Law No. 98/72 as amended, is hereby further amended by adding thereto, after subsection 9(3), the following:

9.(4) For the purposes of this section, a property

- (a) is capable of being subdivided into at least two buildable lots if, taking into consideration the dimensions of the property the City of Winnipeg would approve the subdivision of the property into at least two lots.
- (b) that is a corner lot having flankage abutting on the work shall be deemed to be capable of being subdivided into at least two buildable lots unless the property owner provides written confirmation that the property cannot be subdivided.

3. This By-law shall apply only to all new local improvements to which By-law No. 98/72 as amended applies and which have been advertised and approved by the City of Winnipeg following enactment of this By-law.

**DONE AND PASSED** in Council assembled, this 19<sup>th</sup> day of November, 1997.